

May 16, 1977

LB 46, 532

SENATOR CULLAN: Mr. President and members of the Legislature. I move the E & R amendments to LB 46 be adopted.

PRESIDENT: Discussion? All in favor say aye, contrary say nay. They are adopted.

CLERK: Now Mr. President there is an amendment offered by Senator Murphy to LB 46 (read amendment).

SENATOR MURPHY: This is the amendment prepared by the bill drafter to accomplish the balance of the Duis amendment which was adopted on General File and it simply strikes the wording if the agency is successful because Senator Duis has provided that the agency head would not be liable in any event and it simply now states that in the even the matter comes up that costs shall be awarded by the court whether the agency head prevails or not. I think that this is what Senator Duis had asked to be added to it in order to complete his amendment. This is the bill drafter's version of what it takes to complete that amendment. I would move its adoption.

PRESIDENT: Record your vote. Have you voted? Record.

CLERK: 32 ayes, 0 nays on the motion to adopt.

PRESIDENT: The amendment is adopted. Anything further Mr. Clerk?

CLERK: Nothing.

PRESIDENT: Senator Cullan.

SENATOR CULLAN: Mr. President, members of the Legislature, I move that LB 46 as amended be advanced to E & R for Engrossment and I would request a machine vote.

PRESIDENT: You heard the motion. All in favor say aye.... Oh, a machine vote? Okay, record your vote. Have you all voted? Record.

CLERK: 26 ayes, 7 nays.

PRESIDENT: The bill is advanced. Now we have taken care of LB 220, haven't we?

CLERK: Yes.

PRESIDENT: Now we go to LB 532?

CLERK: Read Warner motion regarding LB 532.

PRESIDENT: Senator Warner.

SENATOR WARNER: Mr. President, I move the amendment...I move the bill be returned for a specific amendment. Is this the one that reinstates the language Vince? Vince. Vince, was that the one that amends page 2, line 17?

CLERK: Yes.